

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5977

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1284b (MCL 380.1284b), as amended by 2005 PA
144.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1284b. (1) Until subsection (2) applies to the school
2 district, public school academy, or intermediate school district,
3 the board of a school district or intermediate school district or
4 board of directors of a public school academy shall ensure that the
5 district's or public school academy's schools are not in session on
6 the Friday before Labor day.

7 (2) Except as otherwise provided in ~~subsections (3) and (4)~~
8 **THIS SECTION**, the board of a school district or intermediate school

1 district or board of directors of a public school academy shall
2 ensure that the district's or public school academy's ~~pupils are~~
3 ~~not required to begin a~~ school year **DOES NOT BEGIN** before Labor
4 day.

5 (3) If a collective bargaining agreement that provides a
6 complete school calendar is in effect for employees of a school
7 district, public school academy, or intermediate school district as
8 of the effective date of the amendatory act that added subsection
9 (2), and if that school calendar is not in compliance with
10 subsection (2), then subsection (2) does not apply to that school
11 district, public school academy, or intermediate school district
12 until after the expiration of that collective bargaining agreement.

13 (4) If a school district, intermediate school district, or
14 public school academy is operating a year-round school or program
15 as of ~~the effective date of the amendatory act that added~~
16 ~~subsection (2)~~ **SEPTEMBER 29, 2005** or is operating as of that
17 ~~effective~~ date a school that is an international baccalaureate
18 academy that provides 1,160 hours of pupil instruction per school
19 year, then subsection (2) does not apply to that school or program.
20 If a school district, intermediate school district, or public
21 school academy begins operating a year-round school or program
22 after ~~the effective date of the amendatory act that added~~
23 ~~subsection (2)~~ **SEPTEMBER 29, 2005**, the school district,
24 intermediate school district, or public school academy may apply to
25 the superintendent of public instruction for a waiver from the
26 requirements of subsection (2). Upon application, if the
27 superintendent of public instruction determines that a school or

1 program is a bona fide year-round school or program established for
2 educational reasons, the superintendent of public instruction shall
3 grant the waiver. The superintendent of public instruction shall
4 establish standards for determining a bona fide year-round school
5 or program for the purposes of this subsection.

6 (5) IF AN INTERMEDIATE SCHOOL DISTRICT CONTRACTS WITH A
7 CONSTITUENT DISTRICT OR PUBLIC SCHOOL ACADEMY TO PROVIDE PROGRAMS
8 OR SERVICES FOR PUPILS OF THE CONSTITUENT DISTRICT OR PUBLIC SCHOOL
9 ACADEMY; OPERATES A PROGRAM OR SERVICE WITHIN A BUILDING OWNED BY A
10 CONSTITUENT DISTRICT OR A PUBLIC SCHOOL ACADEMY LOCATED WITHIN THE
11 INTERMEDIATE SCHOOL DISTRICT'S BOUNDARIES; OR OTHERWISE PROVIDES
12 INSTRUCTIONAL PROGRAMS OR SERVICES FOR PUPILS OF A CONSTITUENT
13 DISTRICT OR PUBLIC SCHOOL ACADEMY, AND IF THE SCHOOL DISTRICT'S OR
14 PUBLIC SCHOOL ACADEMY'S SCHOOL YEAR BEGINS BEFORE LABOR DAY UNDER
15 SUBSECTION (3) OR (4), THEN THE INTERMEDIATE SCHOOL DISTRICT MAY
16 PROVIDE PROGRAMS OR SERVICES ACCORDING TO THE SCHOOL DISTRICT'S OR
17 PUBLIC SCHOOL ACADEMY'S CALENDAR.

18 (6) THIS SECTION DOES NOT APPLY TO A PUBLIC SCHOOL THAT
19 OPERATES ALL OF GRADES 6 TO 12 AT A SINGLE SITE, THAT ALIGNS ITS
20 HIGH SCHOOL CURRICULUM WITH ADVANCED PLACEMENT COURSES AS THE
21 CAPSTONE OF THE CURRICULUM, AND THAT ENDS ITS SECOND ACADEMIC
22 SEMESTER CONCURRENTLY WITH THE END OF THE ADVANCED PLACEMENT
23 EXAMINATION PERIOD.

24 (7) THIS SECTION DOES NOT PROHIBIT A SCHOOL DISTRICT,
25 INTERMEDIATE SCHOOL DISTRICT, OR PUBLIC SCHOOL ACADEMY FROM
26 OFFERING OR REQUIRING PROFESSIONAL DEVELOPMENT FOR ITS PERSONNEL
27 THAT IS CONDUCTED BEFORE LABOR DAY.

1 (8) ~~—(5)—~~ As used in this section, "Labor day" means the first
2 Monday in September.